

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 9027 – SB 9020

October 27, 2021

SUMMARY OF BILL: Authorizes a county mayor to designate a person to the county board of health in place of the mayor. Prohibits, during a declared state or local state of emergency, a law enforcement officer from accompanying an officer or employee of a county health department or the county health director onto the premises of a business for purposes of enforcing a state or local public health order unless such an official articulates to the appropriate law enforcement agency a reasonable belief that either: (1) the official will be under an imminent threat of serious bodily harm, injury, or death while enforcing the order; or (2) the presence of a law enforcement officer is necessary to make an arrest for a criminal violation.

Authorizes a business owner to file a complaint with a court of competent jurisdiction for an alleged violation of this prohibition. Authorizes such court, upon finding a violation, to vacate the order or citation, and to grant equitable relief as the court deems appropriate.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Authorizing a county mayor to designate a person to the county board of health in place of the mayor will not create any additional costs to state or local government.
- Prohibiting law enforcement officers from accompanying county health officials onto the premises of businesses for the purpose of enforcing a county health order, except for when necessary to protect life or make an arrest, will not significantly alter the policies or procedures of local law enforcement agencies, county health departments, or local governments.
- Any additional workload on the court system resulting from the proposed legislation can be accommodated utilizing existing resources.
- Any fiscal impact to state or local governments is estimated to be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

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